IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 6493 OF 2007

Smt.Krishnabai Eknath Phadtare.... Petitioner

versus

Ankush Shripat (since deceased)
Through LRs. Muktabai Ankush
Shinde and anr. ..... Respondent.

Shri Girish Godbole i/b. A.B.Tajane for the petitioner

CORAM; A.P. DESHPANDE, J.
DATED; 07TH SEPTEMBER, 2007

P.C.;

1. The present petitioner is original plaintiff whereas the respondent is the defendant. The respondent was permitted to file written statement after setting side no W.S.order, subject to payment of cost of Rs. 500/- on the next date. It so happened that the respondent did not deposit the cost on the next date, but thereafter moved an application seeking permission to deposit the amount. The Court permitted him to deposit the amount subject to payment of further costs and it is this order which is challenged by filing the present petition. The impugned orders goes to advance cause of justice and seeks to have a decision on merit. The impugned orders cannot be faulted. There being no merit in the writ petition, it is summarily dismissed.

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